

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Roland Walch  
Serial No.: 10/561,910  
Filing Date: 05/23/2007  
For: DIGITAL ENCODING OF IMAGES OF SKIN-COVERED BODY PARTS  
Art Unit: 2624  
Examiner: CHAWAN, Sheela C.  
Agent of Record: c. Marc Benoit / 514-658-4844, # 210

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**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
U.S.A.

Sir:

In response to the Notice of Allowability of October 14, 2009, please consider the following comments on the Statement of Reasons for Allowance.

The payment of the Final Fee in the present case is not an admission that the Applicant agrees with the Statement of Reasons for Allowance. The Applicant does not necessarily agree that the prior art identified as the closest to the claimed invention is in fact the closest prior art. Furthermore, the Applicant does not admit that the identified limitations are those which differentiate the claims from the prior art. Hence, the payment of the Final Fee should not be used as a reason for construing the limitations identified by the Examiner as essential elements of the claims.

Respectfully submitted,

By: Roland Walch

/C. Marc Benoit/  
C. Marc Benoit  
(Reg. 50,200)  
Agent of Record  
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